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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/820,614	04/08/2004	Jeffrey L. Strunk	FL8787US02	8197
27723	7590	01/23/2006	EXAMINER	
KEVIN FARRELL PIERCE ATWOOD ONE NEW HAMPSHIRE AVENUE PORTSMOUTH, NH 03801			GELIN, JEAN ALLAND	
			ART UNIT	PAPER NUMBER
			2688	

DATE MAILED: 01/23/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/820,614

Applicant(s)

STRUNK, JEFFREY L.

Examiner

Jean A. Gelin

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 08 April 2004.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-17 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-17 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 08 April 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____.

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-17 are rejected under 35 U.S.C. 102(e) as being anticipated by Dowdy (US 2003/0206616).

Regarding to claims 1, 10, Dowdy teaches a method for sending a notification message to a telecommunication subscriber without revealing unpublished contact information (paragraphs 25-26), said method comprising: providing a requestor (caller) of unpublished contact information of a telecommunication subscriber an opportunity to indirectly send said subscriber a notification message (paragraphs 25-26), collecting information from said requester regarding content of said notification message (i.e., leaving a message to unlisted subscriber, paragraph 25); and sending said notification message to said subscriber (paragraphs 25, 31).

Regarding to claims 2, 11, Dowdy teaches said notification message is sent to a communication device of said subscriber as a text message (paragraph 31, e-mail message).

Regarding to claims 3, 12, Dowdy teaches sending an e-mail containing said notification message to said subscriber as a supplement to said text message (paragraph 31).

Regarding to claim 4, Dowdy teaches wherein said requestor is given said opportunity to indirectly send said notification message in exchange for a fee (paragraph 44).

Regarding to claims 5, 13, Dowdy teaches wherein collecting information from said requestor regarding content of said notification message includes providing means for allowing said requestor to provide information via a landline or wireless telephone (paragraphs 28, 31, and 44).

Regarding to claims 6, 14, Dowdy teaches wherein collecting information from said requestor regarding content of said notification message includes providing means for allowing said requestor to provide information via a computer network and a web-enabled device (paragraphs 30-31, 49).

Regarding to claims 7, 15, Dowdy teaches collecting information from said requestor regarding content of said notification message further includes causing an notification message screen to be displayed on said web-enabled device (paragraphs 30-31, 49).

Regarding to claims 8, 16, Dowdy teaches wherein said notification message screen includes a text box in which the text of said notification message is entered (paragraphs 25-32).

Regarding to claims 9, 17, Dowdy teaches wherein said notification message screen includes additional text boxes in which said requestor's name and access number are entered (paragraphs 30-32).

Conclusion

3. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Gilbert	US 6917674	07/12/2005
Cirelli et al.	US 5926754	07/20/1999
Solomon	US 5809114	09/15/1998

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jean A. Gelin whose telephone number is (571) 272-7842. The examiner can normally be reached on 9:30 AM to 7:00 PM.

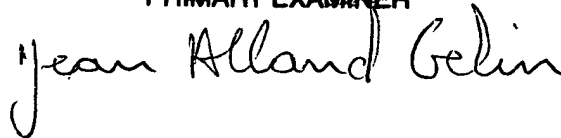
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, George Eng can be reached on (571) 272-7495. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

JGelin
January 17, 2006

JEAN GELIN
PRIMARY EXAMINER

A handwritten signature in cursive script that reads "Jean Allard Gelin". The signature is written in black ink and is positioned below the printed name and title.